

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION

JESSE L. KOONTZ §  
Vs. § CIVIL ACTION NO. 6:02CV86  
COMMISSIONER, SOCIAL SECURITY §  
ADMINISTRATION

ORDER ADOPTING REPORT AND RECOMMENDATION

Came on for consideration the above-referenced civil action, this Court having heretofore ordered that this matter be referred to the United States Magistrate Judge for proper consideration. Having received the report of the United States Magistrate Judge pursuant to its order, and no objections thereto having been timely filed, this Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct, and adopts same as the findings and conclusions of the Court. It is therefore,

**ORDERED** that Plaintiff's Motion to Remand (docket #17) is **GRANTED**, Defendant's Motion to Remand (docket #16) is **DENIED** and the above-entitled case is hereby **REVERSED** and **REMANDED** back to the Commissioner for further consideration consistent with the findings of this Court.

All motions by either party not previously ruled on are hereby **DENIED**.

So ORDERED and SIGNED this 6th day of September, 2005.



LEONARD DAVIS  
UNITED STATES DISTRICT JUDGE